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In re Patent No. 7,341,843 :
Issue Date: March 11, 2008 :
Application No. 10/821,669 : DECISION ON PETITION
Filed: April 9, 2004 :
Attorney Docket No. 17525(BOT) :

This is a decision on (1) the Petition, filed June 12, 2008, and (2) the Request for Certificate of Correction, filed October 2, 2008, which are being treated together as a petition under 37 CFR 3.81. A completed form PTO-SB/44 was also submitted on October 2, 2008.

The petition under 37 CFR 3.81 is **GRANTED**.

Petitioner states “[w]e inadvertently failed to list the second Assignee on the Issue Fee Transmittal” Accordingly, petitioner requests that a Certificate of Correction be issued to add the erroneously omitted second assignee to the Title Page of the Letters Patent.

37 CFR 3.81(b), effective June 25, 2004, reads:

After payment of the issue fee: Any request for issuance of an application in the name of the assignee submitted after the date of payment of the issue fee, and any request for a patent to be corrected to state the name of the assignee, must state that the assignment was submitted for recordation as set forth in § 3.11 before issuance of the patent, and must include a request for a certificate of correction under § 1.323 of this chapter (accompanied by the fee set forth in § 1.20(a) and the processing fee set forth in § 1.17(i) of this chapter).

The Petition was accompanied by a Certificate of Correction and deposit account authorization to charge the fees required by 37 CFR 3.81(b). As such, the requisite \$100.00 fee (Fee Code 1811), as set forth under in 37 CFR 1.20(a), and the requisite \$130.00 processing fee (Fee Code 1464), as set forth under 37 CFR 1.17(i), have been charged as authorized in the Petition. Further, Office assignment records are consistent with the requested correction. Accordingly, as the Petition complies with the provisions of 37 CFR 3.81(b), it is appropriate for the Office to issue a Certificate of Correction in accordance with the content of the form PTO/SB/44 that accompanied the present Petition.

Inquiries related to this communication should be directed to Brian W. Brown at (571) 272-5338.

Any questions concerning the issuance of a Certificate of Correction should be directed to the Certificates of Correction Branch at (571) 272-4200.

The matter is being referred to the Certificate of Corrections Branch for processing of a Certificate of Correction in US Patent 7,341,843.



Brian W. Brown
Petitions Examiner
Office of Petitions

Electronic Acknowledgement Receipt

EFS ID:	4047752
Application Number:	10821669
International Application Number:	
Confirmation Number:	9880
Title of Invention: BOTULINUM TOXIN A PEPTIDES AND METHODS OF PREDICTING AND REDUCING IMMUNORESISTANCE TO BOTULINUM TOXIN THERAPY	
First Named Inventor/Applicant Name:	M. Zouhair Atassi
Customer Number:	51957
Filer:	Dean G Stathakis/Bonnie Ferguson
Filer Authorized By:	Dean G Stathakis
Attorney Docket Number:	17525(BOT)
Receipt Date:	02-OCT-2008
Filing Date:	09-APR-2004
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Application Type:	Utility under 35 USC 111(a)

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